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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/692,522	10/24/2003	Raymond T. Westfall	EES-2



CONFIRMATION NO. 9849
FORMALITIES LETTER



OC00000011823539

Date Mailed: 02/04/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

R. B. S.
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



EES-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Raymond T. Westfall et al.

Application No. : 10/692,522 Confirmation No. : 9849

Filed : October 24, 2003

For : APPARATUS AND METHODS FOR MODULATING
REFRACTIVE INDEX

Group Art Unit : 2873

Examiner : Not Yet Assigned

Mail Stop MISSING PARTS
Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

EXPRESS MAIL CERTIFICATION

Express Mail Label No. EV371752770US

Date of Deposit: August 18, 2004

I hereby certify that this certification and the following papers and fees:

1. Response to Notice to File Missing Parts (in duplicate);
2. A copy of the February 4, 2004 Notice to File Missing Parts;
3. Two executed Declarations & Powers of Attorney;
4. Check in the amount of \$65.00 (surcharge fee); and;
5. Check in the amount of \$1005.00 (extension of time)

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and are addressed to Mail Stop MISSING PARTS, Hon. Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Name : Claire J. Saintil-van Goodman



PATENTS
EES-2

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PATENT APPLICATION

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Examiner : Not yet assigned

New York, New York 10020
August 18, 2004

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Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

Responsive to the February 4, 2004 Notice to File Missing Parts of Nonprovisional Application for the above-identified patent application, applicants hereby submit the following:

1. A copy of the February 4, 2004 Notice to File Missing Parts of Nonprovisional Application;

2. Two Declarations and Powers of Attorney executed by the inventors;

3. A check in the amount of \$65.00 in payment of the surcharge; and

4. A check in the amount of \$1005.00 in payment
of the extension.

The Director is hereby authorized to charge any
additional surcharge or other fee due, or to credit any
overpayment, in connection with this Submission, to Deposit
Account No. 06-1075. A duplicate copy of this Submission is
enclosed herewith.

Respectfully submitted,

Adam Saltzman
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